

OCT 24 2003

PTO/SB/25 (08-03)

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**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING SECOND APPLICATION**Docket Number (Optional)
HOE524

In re Application of : Rainer LUDWIG
 Application No. 09/758,515
 Filed: January 11, 2001
 For: MONITORING DEVICE

The owner*, MIDDEX-ELECTRONIC GmbH, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 09/758,514, filed on January 11, 2001, of any patent on the pending second application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors, or assigns.

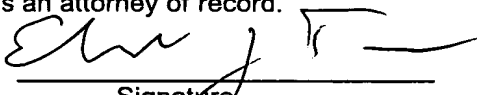
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2. ☒ The undersigned is an attorney of record.


 Signature

Oct. 21, '03
 Date

Edward J. Timmer
 Typed or printed name

1-269-629-9136
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*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner)
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